

### **REMARKS**

The only issues outstanding in the Office Action mailed November 21, 2008, are the rejections under 35 U.S.C. 112 and 102. The Examiner is thanked for indicating that claims 1-12 are allowed, and claims 14, 17 and 19-20 are allowable. It is respectfully submitted that, in view of the following discussion, all claims are in condition for allowance.

#### **Rejection Under 35 U.S.C. 112**

Claim 13 has been rejected under 35 U.S.C. 112, second paragraph. The Examiner is thanked for noting the typographical error in the claim, which has been corrected. Withdrawal of this rejection is therefore respectfully requested.

#### **Rejections Under 35 U.S.C. 102**

Claims 13, 15, 16 and 18 have been rejected under 35 U.S.C. 102(b) over Butera. Reconsideration of this rejection is respectfully requested.

The Examiner notes structure 15, at page 761 of the reference, as an anticipation. The present claims have been clarified in order to specify that R is not hydrogen. Accordingly, even where n is 0 (and thus -Z-A- is not present), the ring is substituted in a manner not disclosed by the reference. It is therefore respectfully submitted that the reference does not anticipate the present claims, and withdrawal of the rejection is respectfully requested.

Accordingly, the claims of the application are submitted to be in condition for allowance, and passage to issue is respectfully requested. Should the Examiner have any questions or comments, he is cordially invited to telephone the undersigned at the number below.

The Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted,

/Harry B. Shubin/

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